IN THE UNITED STATES DISTRICT COURT DISTRICT OF DELAWARE

BALLY TOTAL FITNESS HOLDING CORPORATION,

Plaintiff,

v.

LIBERATION INVESTMENTS, L.P., LIBERATION INVESTMENTS, LTD., LIBERATION INVESTMENT GROUP LLC and EMANUEL R. PEARLMAN,

Defendants.

No. 05-841-JJF

NOTICE OF SERVICE

The undersigned hereby certifies that on December 12, 2005, **DEFENDANTS' FIRST SET OF INTERROGATORIES** and **REQUESTS FOR PRODUCTION OF DOCUMENTS DIRECTED TO PLAINTIFF** and this **NOTICE OF SERVICE** were served upon the following counsel of record by Lexis-Nexis File and Serve:

Raymond J. DiCamillo Richards Layton & Finger One Rodney Square 920 North King Street Wilmington, DE 19801

ASHBY & GEDDES

/s/ Lauren E. Maguire

Stephen E. Jenkins (I.D. #2152)
Steven T. Margolin (I.D. #3110)
Lauren E. Maguire (I.D. #4261)
222 Delaware Avenue
P.O. Box 1150
Wilmington, DE 19899
(302) 654-1888
sjenkins@ashby-geddes.com
smargolin@ashby-geddes.com
lmaguire@ashby-geddes.com

Counsel for the Defendants, Liberation Investments, L.P., Liberation Investments, Ltd., Liberation Investment Group LLC, and Emanuel R. Pearlman

OF COUNSEL:

Michael H. Diamond Kenneth J. Baronsky Adam R. Moses MILBANK, TWEED, HADLEY & MCCLOY, LLP 601 S. Figueroa Street, 30th Floor Los Angeles, CA 90017

Dated: December 12, 2005

163716.1